IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE PIUS C.KURIAKOSE

WEDNESDAY, THE 12TH SEPTEMBER 2007 / 21ST BHADRA 1929

CRP.No. 839 of 1998(A)

(AGAINST THE ORDER IN OS.235/1995 of MUNSIFF COURT, CHITTUR DATED 21/03/1998)
.....

PETITIONERS: DEFENDANTS 1 AND 2:

***1. NAGAMMAL, W/O.ARUNACHALA MUTHALIAR, VADUKAN KULAMBU, KOZHINJAMPARA, CHITTUR TALUK.(DIED)**

2. RAJAMMAL, D/O.ARUNACHALA MUTHALIAR, OF ..DO...DO.....

*** 1ST PETITIONER DIED, 2ND PETITIONER IS RECORDED AS THE LEGAL HEIR OF THE DECEASED 1ST PETITIONER VIDE ORDER DATED 11/11/98 ON C.M.P.NO.4553/98.**

BY ADV. SRI.G.HARIHARAN

RESPONDENTS: PLAINTIFFS AND 3RD DEFENDANT:
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1. DANDAPANI, S/O.ARUNACHALA MUTHALIAR, VADUKAN KULAMBU, KOZHINJAMPARA, CHITTUR TALUK.

2. MUTHULAKSHMI, D/O.ARUNACHALA MUTHALIAR OF ....DO.....DO.....

3. SAKTHIVEL, S/O.ARUNACHALA MUTHALIAR, ..DO...DO....

4. JANAKI, W/O.MADHAVAN, RESIDING AT ..DO...DO...

BY ADV. SRI.D.KRISHNA PRASAD)
SRI.M.HARISHARMA) for R1 to R3

THIS CIVIL REVISION PETITION HAVING BEEN FINALLY HEARD ON 12/09/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

KSS

ORDER ON C.M.P.NO.1737/1998 IN C.R.P.NO.839/1998

DISMISSED

12/09/2007 **SD/- PIUS C. KURIAKOSE, JUDGE**

/TRUE COPY/

P.A.TO JUDGE

KSS

PIUS C. KURIAKOSE, J.

C.R.P. No. 839 OF 1998

Dated this the 12th day of September, 2007

O R D E R

This Civil Revision Petition is remaining defective on the reason that 4th respondent is not served. It is seen that this Court on 20.03.06 passed an order stating that if all necessary steps are not taken for effecting service of notice on 4th respondent by speed post with acknowledgment due, the Civil Revision Petition will stand dismissed for non-prosecution. The registry reports that though process was made ready, the same was not taken by the clerk of the counsel for the petitioner. Thus, it is seen that the condition imposed by this Court for taking steps has not been complied with. The Civil Revision Petition will stand dismissed.

PIUS C. KURIAKOSE, JUDGE

btt